

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Drechsel, K. et al) Art Unit: 1616
Serial No.: To Be Accorded) Examiner: Mina HAGHIGHATIAN
Filed: 12/15/2003)
For: Inhalable Formulation Of A Solution Containing A Tiotropium Salt
Docket No.: 1/1156-1-C1

Commissioner for Patents
Mail Stop Patent Application
P. O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Sir:

Applicants hereby authorize that the fee due for the new claims presented in this Preliminary Amendment be charged to Deposit Account No. 02-2955. Such fee is paid by the enclosed Fee Transmittal Form (Form PTO/SB/17). If it is determined, however, that any additional fees under 37 C.F.R. §§ 1.16 or 1.17 are due in connection with this Preliminary Amendment, authorization is hereby given to charge such fees to Deposit Account No. 02-2955.

Prior to substantive examination of this continuation application, kindly amend the application as follows:

In the Disclosure

In accordance with 37 C.F.R. § 1.121(b), please amend the application disclosure as follows (the marked up version of the previous version of the paragraph follows the Remarks).

Paragraph on page 2, line 29 to page 3, line 5, please amend as follows:

An apparatus of this kind for the propellant-free administration of a metered amount of a liquid pharmaceutical composition for inhalation is described in detail, for example, in International Patent Application WO 91/14468 entitled "Atomizing Device and Methods" ("the Weston Nebulizer") and also in WO 97/12687 ("the Jaeger Nebulizer A), cf. Figures 6a and 6b ("the Jaeger Nebulizer B") and the accompanying description. In a nebulizer of this